



DOCKET NO. 9491-033-27

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: BRIAN M. FENDLY, ET AL.      ART UNIT: 1645  
SERIAL NO.: 08/948,149      EXAMINER: SWARTZ, R.P.  
FILING DATE: OCTOBER 9, 1997  
FOR: ANTI-ErbB2 ANTIBODIES

**REQUEST FOR EXTENSION OF TIME UNDER 37 C.F.R. 1.136**

ASSISTANT COMMISSIONER FOR PATENTS  
PO BOX 1450  
ALEXANDRIA, VA 22313-1450

SIR:

It is hereby requested that a ☐ one ☐ two ☒ three ☐ four ☐ five

☐ second ☐ third ☐ fourth ☐ fifth (a \_\_\_\_-month extension and fee having been filed on \_\_\_\_\_ )

month extension of time be granted to November 26, 2004 for:

- ☒ filing a response to the Official Action dated: May 26, 2004
- ☐ responding to the requirements in the Notice of Allowability dated:
- ☐ filing the Formal Drawings. The Issue Fee due \_\_\_\_\_ has been timely filed.
- ☐ responding to the Notice to File Missing Parts of Application dated:
- ☐ filing a Notice of Appeal. A timely response to the final rejection, due \_\_\_\_\_ has been filed.
- ☐ filing an Appeal Brief. A Notice of Appeal was filed on:
- ☐

The required fee of \$980.00 is enclosed herewith by check and any further charges may be made against the Attorney of Record's Deposit Account No. 50-1442. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

PIPER RUDNICK LLP

Steven B. Kelber  
Registration No. 30,073  
Attorney of Record

1200 Nineteenth Street, N.W.  
Washington, D.C. 20036-2412  
Telephone No. (202) 861-3900  
Facsimile No. (202) 223-2085